

Saguache County Board of Commissioners met in regular session Tuesday, Aug 17, 2010 with the following present:

Sam Pace, Chairman
Mike Spearman, Co-Vice Chair
Linda Joseph, Co-Vice Chair
Wendi Maez, Co-Administrator
Lyn Zimmer, Co-Administrator
Ben Gibbons, County Attorney
Melinda Myers, Secretary and Clerk to the Board

Meeting called to order by Chair Pace at 9:10 A.M.

Additions or Deletions to the Agenda.

1. Executive Session during Attorney time.
2. Decision on Animal Shelter ballot issue.

Spearman moved to approve the agenda as amended. Joseph seconded the motion. The vote was three Ayes.

Reading and approval of minutes of August 10, 2010.

Spearman moved to approve the minutes of August 10, 2010 as amended. Joseph seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

1. **Daniel Johnson** brought in the July 2010 Report for the Saguache County Fire Mitigation Program. (8/10/10)
2. **Center Conservation District** sent the Summer 2010 Newsletter on Natural Resources Youth Camp at Beaver Creek. (8/10/10)
3. **Andrew Mareandi** sent a letter regarding an arroyo on Badger Road in Crestone, the electrical lines are showing. This letter was copied to Road & Bridge, BOCC, Baca POA, & Ward Olin they would like this looked into promptly and effectively with full cooperation of the POA. (8/11/10)
4. **United States Dept. of the Interior** sent a letter for the follow up June 16, 2010 letter regarding the Gunnison Field Office Noxious & Invasive Species Mgmt. We have decided to implement the Proposed Action in the EA. (8/11/10)
5. **State of Colorado** sent the Colorado Board of Health Agenda on Wednesday, August 18, 2010 at 9:00am in Denver, CO. (8/11/10)
6. **Andrew Archuleta** sent an email stating he added some information from the last meeting to be added to the August 17 meeting. (8/12/10)
7. **Rio Grande Water Conservation District** sent the August 2010 Ground Water Table Measurements. (8/12/10)

8. **Town of Crestone** sent a letter to Lisa Cyriacks for the presentation to the Board of Trustees on the establishment of a Library District. (8/16/10)
9. **Upper Gunnison River Water Conservancy District** sent the Board of Directors the Agenda for the Monday, August 23, 2010 @ 6:30pm in Gunnison. (8/16/10)
10. **Colorado Counties, Inc** sent a letter seeking letter for nominations for representative on committee overseeing offender drug treatment, no later than Friday, August 20. (8/16/10)
11. **Rick Basagoitia** – State Fish & Wildlife sent an invitation to the Valley Wildlife Areas, San Luis Lakes Park & Baca WA & Great Sand Dunes National Park field trip on August 23, 10 A.M.

Introduction of Guests: Matie Belle Lakish – Crestone Eagle; Steve Carlson; Leigh Mills; June Savage & Ceal Smith-SLVRCA; May Enquist; Mary & Vince Palermo; Bill McClure – Town of Center; Lisa Cyriacks – CBPC; and Andrew Archuleta – USFS/BLM.

Commissioners Reports:

Sam Pace reported:

- Aug 12 - Attended CCI Southern District meeting in Walsenburg.
- Aug 16 - Attended meeting on Primary Election at the County Courthouse.

Linda Joseph reported:

- August 16 - Attended a conference call about promulgation of new rules governing the scope of practice for EMTs, qualifications and duties of EMS medical directors, and waivers to scope of practice.

Mike Spearman reported:

- Brought a map printed by Adventure Cycling Association of the Great Divide Mountain Bike Route which goes through the County near La Garita. Tourism Council will look into featuring it on our website and getting the word out.
- Wants to write a RAC grant for the upgrade of Storm King Campground.
- Colorado Cattlemen's Agricultural Land Trust is hosting a tour of three ranches up for Conservation Easements. GOCO will be funding these efforts.
- Aug 13 – Attended the San Luis Valley Fair, 4H Barbeque and sale. It was well attended and the 4H was very appreciative of the support from Saguache County.

<p>Joseph moved to enter into Executive Session at 9:30 A. M. for pending legal purposes under CRS 24-6-402(4)(b). Spearman seconded the motion. The vote was three Ayes.</p>
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<p>Joseph moved to return to regular session at 9:53 A. M. Spearman seconded the motion. The vote was three Ayes.</p>
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Wendi Maez & Lyn Zimmer – Co-administrator report:

- Center Child Care Grant Form Signed by Board of Commissioners. The grant has been reviewed by Attorney Gibbons, along with a Release of Funds form.
- Payroll change forms signed by Board of Commissioners.

Joseph moved to approve the transfer of \$30,000 from the County General Fund to the Nursing Fund. Spearman seconded the motion. The vote was three Ayes.

Spearman moved to approve the transfer of \$10,000 from the County General Fund to the Library Fund. Spearman seconded the motion. The vote was three Ayes.

- Transfer of funds for Public Health and Library funds from General Fund.
- Christine Stodder is reviewing the financial statements and all information sent to her by County Auditors.

Spearman moved to not put a question on the ballot to create an Animal Shelter. Pace seconded the motion. The vote was three Ayes.

- SRS letter to Schools – R&B Supervisor Arredondo has sent a letter to ask if they are all still in agreement with formula from 2009.

Joseph moved to publish the request for Title III funding for the Town of Crestone for \$75,000 to do fire mitigation and to set a hearing date in 45 days. Spearman seconded the motion. The vote was three Ayes.

- We have received a Title III Funding request from the Town of Crestone in the amount of \$75,000 to continue improving areas for reduced fuels around the perimeter of the Town of Crestone.
- Title III Funding request from the Town of Crestone concerning new fire and ambulance district has been put on the September 21st agenda for decision.
- Sales Tax Grants for fall cycle have been put on website and sent to newspapers on August 11, 2010.

Break

Wendi Maez - Land Use report:

Pace moved to approve the changes to the first page of the Solar Guidelines. Spearman seconded the motion. The vote was three Ayes.

- Discussion concerning re-wording to clarify procedures, but no actual changes to the content of the Solar Facility Guidelines.
- Review of Letter to Solar Reserve concerning their Preliminary 1041 application. We need to discuss the time line for when the fees are to be paid. A community meeting is scheduled September 14, 2010 in Center 6:00P.M.
- Comments concerning SLVHCP have been sent to Bill Mangle.

- Home Occupation permit question from last meeting – applicant explained that the comment “it will simply be used as a business address for legal purposes” means that he is trying to establish a home office through the County and the State of Colorado.
- Title III funding request has been published and will be heard by the BOCC on October 5th.
- Maez has sent an email to Pete Magee requesting that he put Jim Felmlee on the All Hazards email list.
- Commissioner Spearman will meet the proposed Tessera Solar site neighboring land owners to discuss their concerns.
- Maez has re-advertised for Planning Commissioner members throughout the County.

Ben Gibbons - County Attorney Report:

- Medical marijuana regulation discussion, presented a summary sheet of regulations from other counties along with a copy of HB -1284. There are 7 applications before the Planning Commissions at this time for dispensaries and grow areas. Several counties have moratoriums and are putting the question to the voters, and several are working on regulations.
- Sheriff Norris commented that eventually an oversight enforcement agency will be formed.

Spearman moved to approve the IGA with Northern Saguache County Ambulance District for the purpose of coordination in the General Election. Joseph seconded the motion. The vote was three Ayes.

Spearman moved to approve the IGA with Moffat Consolidated School District No 2 for the purpose of coordination in the General Election. Joseph seconded the motion. The vote was three Ayes.

Spearman moved to approve the IGA with Center Consolidated School District for the purpose of coordination in the General Election. Joseph seconded the motion. The vote was three Ayes.

Spearman moved to approve the IGA with Gunnison Watershed School District RE1J for the purpose of coordination in the General Election. Joseph seconded the motion. The vote was three Ayes.

- Election IGAs

Mike Norris

- County Sheriffs have developed a response to the Emergency Fire Fund plan from the Colorado State Forest Service. The sheriffs question the administrative fees the USFS charges for incidents.

- Norris is following up on the noise complaints from the music event up Cherry Creek last month. He is trying to find solutions to the issue and whether they need a Conditional Use Permit.
- Spoke to Road and Bridge about assistance on the jail roof replacement.

Adjourned for Lunch and at 12:00 P. M.

Resumed meeting at 1:10 P. M.

Randal Arredondo - Road & Bridge and Landfill Report:

- Arredondo will look at the jail roof and see if R&B could build a new one.
- Inspected the drainage on Badger Road in the Baca. Property owner has asked if the culvert could be moved to prevent the washout of power and phone lines during strong rains. The home had been situated too near the drainage ditch.
- Sent the Superintendents of Schools the SRS funding spreadsheet. The schools want to meet to negotiate. A meeting will be set to meet with the superintendents on Sept 3 or Sept. 8, 2010.
- The crack fill project at Leach Airfield is almost done. It will be reopened on August 23, 2010.

Joseph moved to enter into Executive Session at 1:35 P. M. for personnel purposes under CRS 24-6-402(4)(f)(I). Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 1:40 P. M. Spearman seconded the motion. The vote was three Ayes.

- Arredondo has lost an employee and will rehire an operator at a lower level, so wants to spread the wage difference to several other employees.

Joseph moved to convene as Saguache County Board of Social Services at 1:45P.M. Spearman seconded the motion. The vote was three Ayes.

Jeannie Norris - Board of Social Services Director:

- There were 29 TANF cases during the month of July which was an increase of three. Food assistance cases increased sharply from 485 to 496 cases. There were 24 aid-to-the-needy disabled cases, 96 old age pension cases, and four clients at the CHEERS training center.
- The Child and Adult Protection Unit had only three child protection referrals and all three were accepted for investigation. There were four adult protection referrals, and two of them were accepted. There continue to be twelve dependency and neglect cases and ten children in placement. Saguache County currently has 81 open child protection cases.
- The IV-D Unit collections continue to increase, with a 25% increase for the month of July from \$34,679.25 in 2009, to \$43,407.96 for 2010. Year-to-date collections have increased by 9% to \$318,454.11.

- Out adult protection caseworker, Julie Westerman, and an adult category technician, Shelley Whitmer, attended Colorado Senior Law Day seminars on Saturday, August 14. They bring back updated information packets detailing the most current information affecting our aging population.
- Saguache County has received a grant for \$4000 in Title XX training funds for the State fiscal year 2011 through the Division of Children and Family Training.
- Pete Garcia is in the process of repairing the floor adjacent to the front entrance of the DSS building. Moisture present beneath the building for many years has taken a toll and the floor in the Investigations office had become unsafe.
- Neal Christensen, CPA and financial specialist is working with our bookkeeping department. He has provided templates to assist in the balancing process, as well as other accounting functions.
- Introduced Neil Christensen, formerly of the State as an auditor. He is reviewing the books of the Human Services office to help them come into compliance with the suggestions of the auditors.

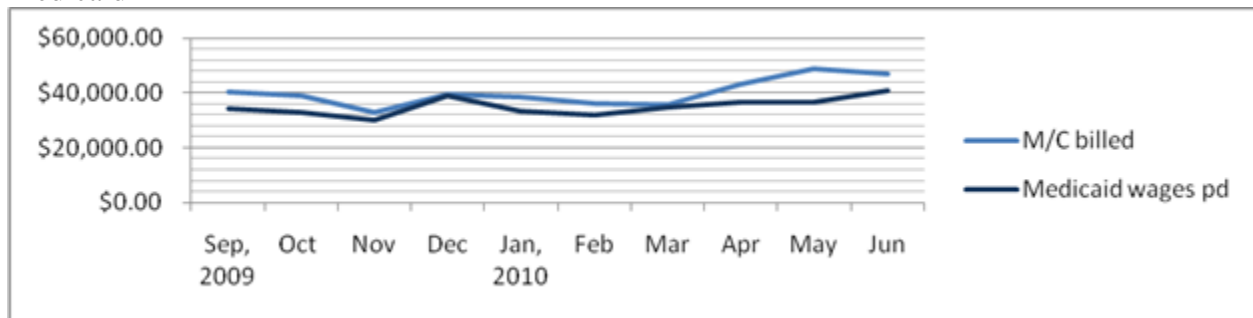
Joseph moved to return to regular session at 1:58 P. M. Spearman seconded the motion. The vote was three Ayes.

Spearman moved to convene as the Board of Health at 2:00 P. M. Spearman seconded the motion. The vote was three Ayes.

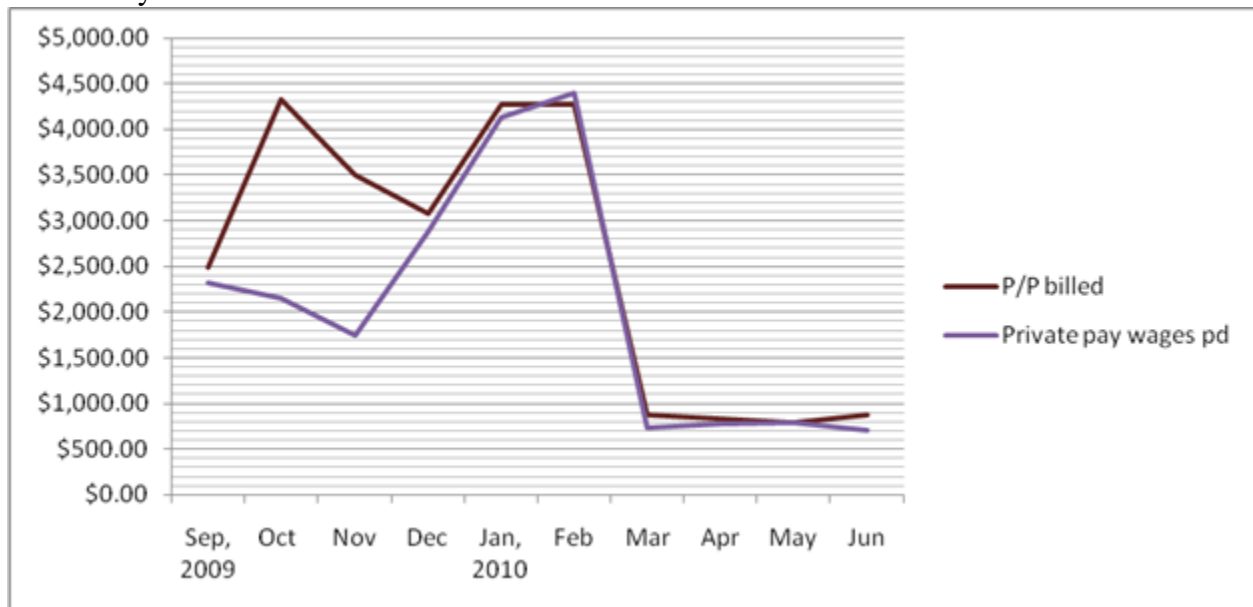
Della Vieira – Public Health Director

- Termination of HCP contract submitted for signature. Contract agreement was reviewed by County Atty, Ben Gibbons.
- Contract was signed with Mennonite Volunteer Services, and FTE RN started work yesterday morning in Center.
- Violet Vigil will give overview of her work with Public Health and major achievements, and answer any questions that BOCC has for her. Violet begins Nursing School at TSJC next week, and will be providing 10 hrs/ wk work for PH offering CPR and First Aid classes, coordinating presenters for PCP trainings and meetings.
- PCP Program summary:
 1. 102 Medicaid clients with total \$39,507.76 billed; total \$34,092.81 paid in payroll (\$ 5,414.95 balance)
 2. 3 private pay clients with total \$857.00 billed; total \$1,060.84 paid in payroll (-\$72.00 balance)
- PCP Program cash flow summary:

Medicaid



Private Pay



- Food Bank summary:

Food bank utilization continues in a consistent trend, with the majority of recipients in two-parent families. In-kind donations continue trending upward, and total value of food distributed continues consistent around \$900 per month.

Joseph moved to adjourn the Board of Health and return to regular meeting at 2:32. Spearman seconded the motion. The vote was three Ayes.

Break

Joseph moved to convene as the Housing Board at 2:35 P.M. Pace seconded the motion. The vote was three Ayes.

Chella Coleman - Housing Director – Monthly report

Pace moved to adjourn the Housing Board and return to regular meeting at 2:48 P.M. Joseph seconded. The vote was three Ayes.

Andrew Archuleta-USFS/BLM report:

- Storm King Campground has been more utilized than in the past and the closure has been reconsidered.
- Still working on the land by the airport to get it signed over to the County.
- Camino Chamisa -The FS felt they could transfer the unused Federal Highways funds to the County for construction of Camino Chamisa. However, they are prohibited from using a third party (County) to contract as it would appear like we are trying to bypass our contract process. The only exception to this is if the County was providing 50% of the contract funds. Our Regional Office contacted Federal Highways to discuss this situation and they have provided the following information: Christine Smith in the Federal Highways WO engineering/budget staff. She handles these funds. She said they are designated as subject to redistribution if you know they won't be obligated by 9/30/10. However, she said this process is very routine and although FHWA will redistribute the funds to some other project, the likelihood of the construction portion of your project being funded again in FY 11 is very good. Basically she said not to worry, that you'll have funds to do the construction in the next fiscal year. She's assuming that would probably be next spring.
- Renaming of Sangre Peaks -The issue of renaming some of the peaks in the Sangre has come up again. In 2008, we responded to a similar proposal. The FS opposes the renaming of peaks, especially in wilderness areas, for the following reasons:
 1. These affected features are located in the Sangre de Cristo Wilderness. Having blank spots on a map and major peaks without names adds to the spirit of wildness and undeveloped character of Wilderness, characteristics that we are directed by the Wilderness Act of 1964 to maintain.
 2. Renaming existing or naming previously unnamed features can cause confusion and considerable expense for the public as numerous maps and guidebooks would have to be revised.
 3. Finally, if it is desired to place a name on a previously unnamed peak, precedence has been set, specifically by Challenger and Columbia Peaks, for naming it in honor of those who have died while advancing exploration of the frontier beyond our earth.
- Noxious Weeds - On our field trip we looked at an area along Hwy 285 South of Villa Grove where there were an increasing amount of spotted knapweed plants (on the state's B-list). Recently, we have noticed that there is a very large infestation of spotted knapweed within the highway right-of-way primarily south of Villa Grove, but spread to the north as well. Spotted knapweed spreads by seed and we believe the spread is due to CDOT's mowing. We have contacted CDOT and asked them not to mow that area. This has the potential to become a very serious problem and we believe that it will spread to the BLM. At this time, the only effective means of treatment for that area is to cut and bag the plants (they already have seed heads) and spot treat with herbicide. Dario will be organizing some employees and volunteers to work on this next week. I will have him coordinate with Randy and CDOT folks.
- Resource Advisory Council (RAC) - Project proposal time line –
 1. July 8: Mike will send out a news release for call for proposals
 2. August 30: Title II project proposals due to FS RAC –Coordinator/DFO

3. September 17: Forest Service completes Initial Review of proposals (as projects are reviewed, they will be forwarded to RAC members)
4. September 1 -30: Proposals will be forwarded to RAC for review
5. October 6: RAC meeting to review and vote on recommended project proposals
6. October 12: No later than 10/12, submit recommended projects to Forest Supervisor
7. October 18: Begin notification process for approved projects.

Wendi Maez - Land Use report:

Joseph moved to approve the consolidation for Robert K. Sauerteig on Baca Grande Chalets Unit 2, Lots 3611 and 3612. Spearman seconded the motion. The vote was three Ayes.

- Robert K. Sauerteig, Lot Consolidation request for Baca Grande, Chalet Unit 2, Lots 3611 and 3612. The CBPC recommended unanimous approval of this request during their August 11, 2010 meeting.

Joseph moved to approve the consolidation for Kenneth C. Summers and Sara Carson on Baca Grande Grants Unit 1, Lots 536, 537 and 538. Spearman seconded the motion. The vote was three Ayes.

- Kenneth C. Summers and Sara Carson, Lot Consolidation request for Baca Grande, Grants Unit 1, Lots 536, 537 and 538. The CBPC recommended unanimous approval of this request during their August 11, 2010 meeting.

Joseph moved to approve the consolidation for Ellen H. Bloomfield on Baca Grande Chalets Unit 1, Lots 1468 and 1469. Spearman seconded the motion. The vote was three Ayes.

- Ellen H. Bloomfield, Lot Consolidation request for Baca Grande, Chalet Unit 1, Lots 1468 and 1469. The CBPC recommended unanimous approval of this request during their August 11, 2010 meeting.

Joseph moved to approve the consolidation for John Michael Wickett, on Baca Grande Chalets Unit 2, Lots 2745 and 2768. Spearman seconded the motion. The vote was three Ayes.

- John Michael Wickett, Lot Consolidation request for Baca Grande, Chalets Unit Two, Lots 2745 and 2768. The CBPC recommended unanimous approval of this request during their July 14, 2010 meeting.

Bill Paying

Joseph moved to adjourn at 3:59 P.M. Spearman seconded the motion. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved September 7, 2010

Chairman of the Board

Attest

Commissioner

Commissioner